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State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil Gas and Mining

JOHN R. BAZA
Division Director

August 15, 2007

Paul Fitzgerald
1123 East 7625 South
Midvale, UT 84047

Subject: Notice of File Closure, Paul Fitzgerald Contractors, Heber Red Quarry, S/051/003,
Task #1913, Wasatch County, Utah

Dear Mr. Fitzgerald:

The Heber Red Quarry small mining permit, file number S/051/003, located in Wasatch County, Utah, will now be closed and the file retired.

On July 16, 2007, a site inspection was performed and it was determined that the site has satisfactorily been reclaimed and can be fully released. You are no longer required to provide a reclamation surety or reclamation contract for this site as previously requested.

You are hereby released by the Division from further mining or reclamation responsibilities at this site. If you wish to conduct any future mining related activity in this area, you will need to submit a new notice and provide a reclamation surety and reclamation contract prior to creating any disturbance.

If you have any questions or concerns regarding this action, please contact me at (801) 538-5258 or Lynn Kunzler at 538-5261. Thank you for your time and consideration in completing the required reclamation on this project.

Sincerely,

for Susan M. White
Susan M. White
Mine Program Coordinator
Minerals Regulatory Program

SMW:lk:pb

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Release Findings

Mine Name: Heber Red Quarry
Operator: Paul Fitzgerald Contractors

I.D. No.: S/051/003
Mineral Ownership: Fee
Surface Ownership: Fee

Disturbed Area: about 2.5 acres (5 acres were permitted).

Acres Proposed for Release: All

Surety

Amount: No Surety for this site.

Setting and Premining Environment

This site is located about 5 miles east of Heber, Utah. The area has been historically quarried prior to being permitted in 1999, by Jon Young. The permit was transferred to the landowner (and current permittee) in 2002. The quarry is located in the Mountain Brush community dominated by Gambel's Oak. % ground cover of the surrounding area was estimated at 70%.

Operations

Stone (red sandstone) was quarried using a trackhoe excavator and either stacked on pallets or loaded directly on trucks. Only a small amount of stone was removed from this site. (less than 1600 tons over the life of the operation).

Reclamation

Reclamation consisted of grading highwall and dump slopes to between 2h:1v – 3h:1v. small rock piles were left to provide hiding cover for small wildlife species. The area was seeded with species native to the oakbrush zone.

Hydrology

There are no drainages affected by this operation. The area is stable with no signs of accelerated erosion. There are no pits or basins that would pond water.

Revegetation

Dominant species observed included aster, horehound, oak, rabbitbrush, sagebrush, crested wheatgrass, western wheatgrass, slender wheatgrass, fescue, bluegrass, smooth brome, and squirrel tail. % ground cover of the reclaimed area was estimated at 50%, which exceeds the revegetation standard of 70% of the pre-existing ground cover. Vegetation has survived for 3 growing seasons.

Recommendation

It is recommended that this file be closed and that the operator be notified that he does not need to provide a reclamation surety for this site.

Lynn Kunzler, Senior Reclamation Specialist
Name/Title



August 14, 2007
Date